Emergency regulations:

Information for state agencies

An emergency regulation:

- --may be effective for up to one year;
- --may go into effect upon approval by the Governor and filing with the Registrar of Regulations.
- --may be promulgated if there is an "emergency situation" (1) involving an imminent threat to public health or safety or (2) in which Virginia statutory law or the appropriation act or federal law or federal regulation requires that a regulation be effective in 280 days or less from its enactment, and the regulation is not exempt; and
- --is usually replaced with a permanent regulation; therefore, a Notice of Intended Regulatory Action (NOIRA) to promulgate the permanent replacement regulation is often filed at the same time as the emergency regulation.

Source: Code of Virginia Section 2.2-4011



For more information on performing agency functions on the Town Hall, log on as an agency user and view the User Manual

townhall.virginia.gov/UserManual/ Index.cfm

Regulatory process:

Agency/board approves emergency regulation.
Submit proposed text as well as
Form TH-5 or Form TH-6 on the Town Hall
for executive branch review.

Executive branch review:
Office of the Attorney General,
Department of Planning and Budget - within 14 days,
Cabinet Secretary,
Governor

Submit emergency regulation package to the Virginia Register of Regulations via the Town Hall (and paper copies pursuant to the Registrar's requirements);

the emergency regulation may become effective on the date of filing

Email notification is sent to registered
 Town Hall users and
 (2) the public may view the emergency regulation

(2) the public may view the emergency regulation and supporting documents on the Town Hall

14 days after Town Hall notice, the emergency regulation is published in the *Register* (register.state.va.us/issfiles.htm)

If NOIRA for permanent replacement regulation was also filed, then 30-day public comment begins

